Barberi!

By Tom Barberi

When commencement exercises take place for this graduating class, I doubt you will see any robes, mortarboards or sheepskins.

Instead of playing Pomp and Circumstance, the band is more likely to give a rendition of scotch and soda.

You guessed it, we're talking about the course that our booze workers have to complete as a part of the latest set of hoops and barriers that have been erected by the Legislature in order to lessen the prospect that somebody might have a good time.

The Washington-based Training for Intervention Procedures Servers of Alcohol will conduct classes for all in the biz so they will be able to spot cues that a customer is intoxicated.

According to workshop director Harvey McGarry, you have to look for the telltale signs such as "a crooked necktie," "loud and obnoxious behavior," or "difficulty lighting a cigarette."

Obviously, this workshop would be a bigger waste of time than the 45 days the Legislature spent coming up with this goofy laundry list of liquor laws.

For starters, KUTV Channel 2's political editor Rod Decker fits into two of the first three descriptions by Harvey, and he doesn't even drink.

So all those behind the bar won't have to waste their time with this silly course, I am going to impart all the necessary information you'll ever need in order to perform your booze duties.

I can't take full credit for these nuggets of wisdom because sportswriter Dan Jenkins has already described the 10 stages of drunkenness in one of his books. Dan should know because his wife owns a bar, Juanitas, in New York.

Anyway, here they are:

1. Witty and Charming.
2. Rich and Powerful.
3. Benevolent.
4. Clairvoyant.
5. #%$@*! Dinner.
6. Patriotic.
7. Crank Up the Enola Gay.
8. Witty and Charming Part II.
9. Invisible.
10. Bulletproof.

This is all well and good, but gives little information about the signs that a patron is about to enter one of the various stages above. So here are some of the sure signs to look for:

If the customer has parked his car near the stage, chances are he should be 86'ed.

Definitely, if he is trying to order a cocktail without leaving his car.

If your patron is face-down in his nachos it's another good sign.

If the customer looks you squarely in the eye and says you remind him of his mother and you're sporting a beard, it's cutoff time.

If everything else seems normal abut your customer except one of his eyes keeps opening and closing in time to the blinking neon sign behind the bar, it's coffee time.

If your customer returns from the restroom without his or her pants, it's time to call a cab.

If your customer carries on a conversation with the empty stool next to him, it's definitely nap time.

Now we all realize that bartenders and cocktail waitresses don't really have the time to administer the same type of test that is used by law enforcement for field sobriety, such as walking the white line and other gymnastics, so I have devised a simple test that can be done without even leaving the bar stool.

If your patron can tie the stem of a maraschino cherry into a sheep shank knot with his tongue, pour another round! *CIAO!*

Tom Barberi can be heard Monday through Friday on KALL Radio, 910 AM, from 6 to 10 a.m.

Harvard Doctor To Speak in S.L.

Dr. Lee Cohen, chief of clinical psychopharmacology at Harvard Medical School and noted authority on the development and treatment of psychiatric illness during pregnancy, Tuesday will address the topic "Psychotropic Drug Use In Pregnancy."

He will be the guest of the Western Institute's Grand Rounds series.

The presentation is open to the public and will begin at 12:30 p.m.

U.S. Focuses Probe on Utah Doctor

A West Jordan family physician facing possible disciplinary action against his medical license is the subject of a federal investigation focusing on allegations of Medicare and Medicaid fraud.

Federal authorities, acting on a warrant signed by U.S. Magistrate Ronald N. Boyce, have seized records of the Family Medical Center Corp., 1519 W. 9000 South. The clinic is operated by Dr. Robert Charles Davis, who was barred in 1987 from participating in Medicaid and Medicare for 10 years. Suspension from the program followed Dr. Davis' conviction on Medicaid fraud charges.

The medical records were requested by U.S. Postal Inspector Gary R. Jones, who testified in an affidavit that several federal agencies suspect Dr. Davis of allegedly hiring doctors so he could use their names to bill Medicaid and Medicare.

Two doctors said they resigned, despite Dr. Davis' threat of a breach of contract suit, over "frustrations over what each considered unnecessary overtesting and treatment of patients and Davis' demands to enhance and inflate the level of treatments performed on billing statements," Mr. Jones' affidavit says.

Agencies listed in the affidavit that are now investigating Dr. Davis include the U.S. Department of Labor/Office of Inspector General, focusing on alleged fruad against the Workers Compensation Program; the U.S. Postal Service, investigating alleged mail fraud; and the U.S. Department of Health and Human Services, investigating alleged Medicare fraud.

Dr. Davis faces a March 14 hearing on allegations outlined in a petition filed by the Department of Commerce's division of occupational and professional licensing. The DOPL petition listed 155 separate allegations of overbilling and billing for treatment not provided. He was also accused of inappropriate sexual behavior with employees and patients.

Creative Pursuit Bowl

Creative ways of using discarded items will be the focus of a Creative Pursuits Bowl Tuesday at Highland Park Elementary School.

Students can present products they have designed from discarded items such as aluminum cans, cardboard boxes and old LP records.

Students are scored on presentations in which they introduce their items, explain what they were before transformation, explain the process used to change the item, and advertise or sell its product.

Federal Judge Extends the Deadline In Ute Fishing, Hunting Squabble

A federal judge has extended the deadline for an order allowing people of Ute ancestry the same fishing and hunting rights as recognized Utes on reservation lands sprawled over three northeast Utah counties.

But an attorney said the governing Ute Tribal Council will appeal the order on grounds the federal court can't intervene because the Ute Tribe is a sovereign nation.

Congress gave 490 people identified as mixed bloods a share in many tribal assets in 1964, including the right to hunt and fish on the Uintah and Ouray Reservation.

But a mixed-blood group called the Affiliated Ute Citizens sued the tribe in 1985, claiming Ute law enforcement officers harassed its members.

U.S. District Judge Bruce Jenkins told attorneys for the Ute Tribal Council and the Affiliated Ute Citizens to draft an order protecting the mixed bloods' rights by Feb. 12. He said he would sign the order Feb. 28.

Wednesday, Judge Jenkins gave attorneys another week to draft a summary order.

Ute Tribal attorney Gary Montana said he will appeal the order because the Affiliated Ute Citizens have not exhausted all remedies with the Ute Tribal Council before taking the matter to federal court. He also questioned the court's right to intervene because the Ute Tribe is a sovereign nation.

"We don't want this to set a precedent," said Mr. Montana. "We don't want any mixed blood who thinks an officer looked at him cross-eyed to march into federal court and drag the tribe in with him."

"We can string this up and down the ladder of appeals forever," said Judge Jenkins. "Or we can reach an agreement where the rules are simple and people can conduct themselves in accordance with that agreement."

The most controversial regulation passed by the Ute Tribal Council prevented mixed bloods from taking anyone with them while hunting or fishing on reservation lands.

Kathryn Collard, attorney for the Affiliated Ute Citizens, said earlier that tribal police confiscated an elk from a mixed blood because he couldn't haul the animal from the mountains himself.

Mr. Montana said it's difficult to police mixed bloods, who bring unauthorized family members with them to hunt and fish on reservation lands. "If someone is old and needs help," he said, "maybe he shouldn't be hunting and fishing in the first place."

Non-Utes have been attempting to expand rights originally given to 490 people, of whom there are only 320 people alive today, said Mr. Montana.

The Affiliated Utes have another case pending before U.S. District Judge Thomas Greene to allow children of mixed bloods to inherit their parents' rights.

Judge Jenkins said the order he'll sign will be narrow, defining only hunting and fishing rights for the mixed bloods, which will diminish with time. In an earlier decision, Judge Jenkins ruled only the original 490 mixed bloods have the rights, not their children.

With Rise in Crime

A Growing City Will Mean More Police, Says Mayor

Salt Lake City's continued growth may pave the way for a bigger influx of crime unless residents recognize they must pay the price for better law enforcement.

That's one possible future Mayor Palmer DePaulis predicted for the law enforcement support group Footprinters during their weekly luncheon at the Tri-Arc Hotel.

"We have to do more to bring the public awareness to bear to the real stress our officers face," Mayor DePaulis said. "We have to do more in this community to bring a public awareness and help our social problems and how we define them to our law enforcement problems."

But Mayor DePaulis stressed that administrative officials are under the pressure of one particular thumb, taxes, that sometimes prevents them from allocating more money where it's needed.

"We have to make all things fit without raising taxes," he told the more than 40 members who attended. "We're not the little city anymore. We're not the little county anymore."

With the development of gangs in Salt Lake and the rising distribution of drugs, law enforcement is beginning to tackle two problems that have the potential to get out of hand, he said.

"Drugs, in my opinion, drive 60 percent of our law enforcement activities and problems," he said. "The fence around Los Angeles could move to — say — the outskirts of Sandy. We are not exempt from these problems.

"And all of us have got to sit back . . . and think about what that means in the challenge."

What it involves, the mayor said, is a balancing act between the needs of the city's respective agencies and the demands to keep taxes down.

"Budget and labor negotiations in the future will be tough. But they need salaries and they need more officers — it's part of that balancing act," he said.

But despite the concerns, the mayor said he has the brightest hopes for the city's future and its ability to remain safe and sound.

"On the plus side, I think we're going to be OK," he said. "The war is able to be won here. I don't know about L.A. or New York, but I think that we have the people and the spirit to do it."

The City Council has already approved allocation of $50,000 to the Salt Lake City Police gang unit for more manpower. Chief Mike Chabries has requested the council raise the number of approved officers from 320 to 385.

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